

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION**

LARRY CASH,	)	
	)	
Petitioner,	)	
	)	
v.	)	CV420-064
	)	
VANCE LAUGLIN, Warden,	)	
	)	
Respondent.	)	

**ORDER**

Larry Cash seeks relief from his state conviction and sentence pursuant to 28 U.S.C. § 2254. *See* doc. 1. His petition reveals that he is incarcerated at Wheeler Correctional Center. *Id.* at 1. It further reveals that he was convicted in Haralson County, Georgia. *Id.* This Court is, therefore, not the proper forum for his petition.

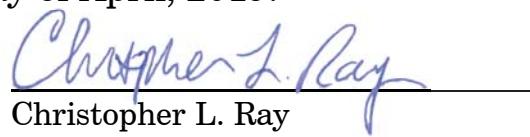
Federal law allows § 2254 petitions to be filed in the district within which petitioner was convicted or in the district within which he is confined.<sup>1</sup> 28 U.S.C. § 2241(d); *Wright v. Indiana*, 263 F. App'x 794, 795 (11th Cir. 2008). Thus, this Court has jurisdiction over the petition.

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<sup>1</sup> Wheeler Correctional Facility lies in this Court's Dublin Division. *See* 28 U.S.C. § 90(c)(2). Since it is transferred to the Northern District of Georgia, the issue is moot.

Nevertheless, it is a longstanding judicial policy and practice to funnel such petitions into the district within which the state prisoner was convicted, since that will be the most convenient forum. *Eagle v. Linahan*, 279 F.3d 926, 933 n. 9 (11th Cir. 2001); *see also Mitchell v. Henderson*, 432 F.2d 435, 436 (5th Cir. 1970); *see Wright*, 263 F. App'x at 795. That practice also fosters an equitable distribution of habeas cases between the districts. Haralson County lies in the Northern District of Georgia. *See* 28 U.S.C. § 90(a)(4). Accordingly, this case is **TRANSFERRED** to the United States District Court for the Northern District of Georgia for all further proceedings. *See* 28 U.S.C. § 1404(a) (permitting a district court to transfer any civil action to another district or division where it may have been brought for the convenience of parties and witnesses and in the interest of justice); *Rufus v. Kemp*, 2013 WL 2659983 at \* 1 (S.D. Ga. June 12, 2013).

**SO ORDERED**, this 1st day of April, 2019.

  
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Christopher L. Ray  
United States Magistrate Judge  
Southern District of Georgia